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MBBW File No.: 11-L0283  
Attorneys for Defendants

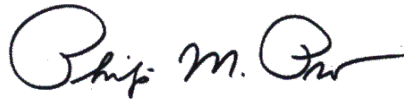
**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

JOHN COX, an individual,	)	Case No.: 2:11-cv-01065-PMP-GWF
	)	
Plaintiff,	)	
vs.	)	
	)	
BANK OF AMERICA CORPORATION;	)	
BANK OF AMERICA, NATIONAL	)	<b>ORDER DENYING PLAINTIFF'S</b>
ASSOCIATION; BAC HOME LOANS	)	<b>MOTION FOR PRELIMINARY</b>
SERVICING, LP; RECONTRUST	)	<b>INJUNCTION AND EX PARTE MOTION</b>
COMPANY, NA.; THE BANK OF NEW	)	<b>FOR TEMPORARY RESTRAINING</b>
YORK MELLON FKA THE BANK OF NEW	)	<b>ORDER</b>
YORK, AS TRUSTEE FOR THE	)	
CERTIFICATEHOLDERS CWALT, INC.,	)	
ALTERNATIVE LAON TRUST 2006-39CB,	)	
MORTGAGE PASS-THROUGH	)	
CERTICIATES, SERIES 2006-39CB; DOES I	)	
through X, inclusive; and ROE COMPANIES	)	
I through X, inclusive;	)	
	)	
Defendants.	)	

Plaintiff, JOHN COX's ("Plaintiff") Motion for Preliminary Injunction and Ex Parte Motion for Temporary Restraining Order, having come before this Court on July 1, 2011, as previously noticed to all parties, Defendants appearing through their counsel, Krista J. Nielson, Esq., and the law firm Miles, Bauer, Bergstrom & Winters, LLP, Plaintiff appearing through his

1 counsel, Mitchell S. Bisson, Esq., and the law firm of Callister and Associates, LLC, the Court  
2 having considered the matter, and having carefully reviewed all of the evidence and pleadings,  
3 and good cause appearing:

4 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that that Plaintiff's  
5 Motion for Preliminary Injunction and Ex Parte Motion for Temporary Restraining Order is  
6 hereby DENIED.  
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U.S. DISTRICT COURT JUDGE  
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12 Dated: July 11, 2011  
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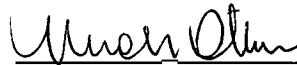
14 Respectfully submitted by:  
15

16 /s/ Krista J. Nielson  
17 Jeremy T. Bergstrom, Esq.  
18 Nevada Bar No. 6904  
19 Krista J. Nielson, Esq.  
20 Nevada Bar No. 10698  
21 2200 Paseo Verde Parkway, Suite 250  
22 Henderson, NV 89052  
23 Counsel for Defendants  
24  
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**CERTIFICATE OF SERVICE**

IT IS HEREBY CERTIFIED that on the 8<sup>th</sup> day of July, 2011, a true and correct copy of the foregoing **ORDER DENYING MOTION FOR PRELIMINARY INJUNCTION** was mailed by placing in the United States Mail, postage pre-paid, to the parties addressed below:

Matthew Callister, Esq.  
Callister & Associates  
823 Las Vegas Blvd. South, 5<sup>th</sup> Floor  
Las Vegas, Nevada 89101



an employee of **MILES, BAUER, BERGSTROM  
& WINTERS, LLP**